THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No. 17628 of 2005

Date: 09.08.2005

Between:

1) M.Buchi Reddy, s/o. Malla Reddy,
aged about 34 years, occ.: agriculture.
R/o. Aziznagar village, Moinabad mandal,
Ranga reddy dist & another …Petitioners

And

1)The District Collector, Ranga Reddy
district, at Lakdikapool, Hyderabad & another …Respondents

ORDER:

This Writ Petition is filed challenging the action of the respondents in trying to dispossess the petitioners from agricultural land in survey no.176/68 to an extent of Ac.4.27 guntas situated at Aziznagar revenue village, Moinabad mandal, Ranga Reddy district and allotting it to BSF, without authority of law.

It is the case of the petitioners that schedule property and other lands are their ancestral property. Their father was allotted the land in survey no.176/67 and 68 in Aziznagar revenue village, Moinabad mandal, Ranga Reddy district, in an oral partition among his brothers. The land in survey no.176/68 to an extent of Ac.4.27 guntas was partitioned between the petitioners and each got an extent of Ac.2.14 guntas and Ac.2.13 guntas, and they are in possession of their respective lands and pattadar pass books and title deeds also were issued in their favour in respect of the respective lands. The revenue records also show their possession. They spent huge amounts for development of the lands and dug bore wells and cultivating the lands. But, on 08.08.2005, the second respondent, without any acquisition, came to the land along with his staff and started surveying the land along with other lands stating that they are to be allotted to BSF. Hence, the Writ Petition.

Considering the submissions made and on perusal of the material, I deem it appropriate to dispose of the Writ Petition at the stage of admission, directing the respondents not to dispossess the petitioners from the schedule land without following the due process of law. There shall be no order as to costs.

09.08.2005

DRK